

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: Chair Nancy Ballance, on March 7, 2017 at 8:00 AM, in Room 102
Capitol

ROLL CALL

Members Present:

Rep. Nancy Ballance, Chair (R)
Rep. Randy Brodehl, Vice Chair (R)
Rep. Kelly McCarthy, Vice Chair (D)
Rep. Dan Bartel (R)
Rep. Tom Burnett (R)
Rep. Rob Cook (R)
Rep. Mike Cuffe (R)
Rep. Janet Ellis (D)
Rep. Carl Glimm (R)
Rep. Bradley Hamlett (D)
Rep. Kenneth L. Holmlund (R)
Rep. Mike Hopkins (R)
Rep. Jim Keane (D)
Rep. Jon A. Knokey (R)
Rep. Ryan Lynch (D)
Rep. Jimmy Patelis (R)
Rep. Rae Peppers (D)
Rep. Marilyn Ryan (D)
Rep. Brad Tschida (R)
Rep. Tom Woods (D)

Members Excused:

Rep. Kimberly Dudik (D)
Rep. Donald W. Jones (R)

Members Absent: None

Staff Present:

Amy Carlson, Legislative Branch, Scot Conrady, Legislative Branch
Stephen Forrest, Legislative Branch, Susan B. Fox, Legislative Branch
Katie Guenther, Legislative Branch, Julie Johnson, Legislative Branch
Angus Maciver, Legislative Branch, Stephanie Morrison, Legislative Branch
Joe Triem, Legislative Branch, Nick VanBrown, Legislative Branch
Kris Wilkinson, Legislative Branch, Cathy Duncan, Legislative Branch
Abigail Konen, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 2, 2/28/2017 - Section D, A and C

00:01:06 Chair Ballance
00:01:58 Rep. Dudik joined the meeting
00:03:26 Amy Carlson, Legislative Fiscal Division (LFD)

[EXHIBIT\(aph47a01\)](#)

[EXHIBIT\(aph47a02\)](#)

00:10:48 Rep. Burnett
00:10:59 Amy Carlson, LFD

00:14:37 Chair Ballance
00:14:53 Amy Carlson, LFD
00:15:05 Director Dan Villa, Office of Budget and Program Planning (OBPP)
00:22:07 Chair Ballance
00:22:33 Kris Wilkinson, Legislative Fiscal Division (LFD)

[EXHIBIT\(aph47a03\)](#)

00:25:49 Chair Ballance

JUDICIAL BRANCH, LAW ENFORCEMENT AND JUSTICE - SECTION D

00:28:05 Rep. Brodehl
00:28:56 Rep. Jones joined the meeting
00:29:02 Chair Ballance
00:29:33 Rep. Brodehl

Judicial Branch

Opening Statement:

00:30:42 Rep. Brodehl

Agency Comment:

00:34:42 Beth McLaughlin, Montana Supreme Court

00:38:38 Rep. Brodehl
00:39:13 Chair Ballance

Public Comment: None

Questions from the Committee: None

Crime Control Division

Opening Statement:

00:39:50 Rep. Brodehl

Agency Comment:

00:41:06 Executive Director Deb Matteucci, Montana Board of Crime Control (MBCC)

Public Comment: None

Questions from the Committee:

00:43:53 Rep. Tschida
00:45:17 Rep. Brodehl
00:46:00 Rep. Ellis
00:47:09 Rep. Brodehl
00:47:23 Deb Matteucci, MBCC
00:47:34 Rep. Ellis
00:48:00 Chair Ballance
00:48:32 Rep. Brodehl

Department of Justice**Opening Statement:**

00:49:12 Rep. Brodehl

Agency Comment:

00:52:20 Mike Milburn, Department of Justice (DOJ)

Public Comment: None**Questions from the Committee:**

00:54:00 Chair Ballance
00:54:16 Scot Conrady, Legislative Fiscal Division (LFD)
00:54:28 Rep. Brodehl
00:54:59 Rep. Ellis
00:55:38 Rep. Brodehl

Public Service Commission**Opening Statement:**

00:56:16 Rep. Brodehl
00:58:47 Chair Ballance
00:59:02 Rep. Brodehl

Agency Comment:

00:59:16 Chairman Brad Johnson, Montana Public Service Commission (PSC)

[**EXHIBIT**](#)(aph47a04)

00:59:37 Chair Ballance
00:59:40 Brad Johnson, PSC

Public Comment: None**Questions from the Committee:**

01:06:07 Rep. Woods
01:07:53 Brad Johnson, PSC
01:08:30 Rep. Keane
01:09:04 Brad Johnson, PSC
01:10:38 Rep. Patelis

01:14:10 Brad Johnson, PSC
01:15:31 Rep. Patelis
01:16:23 Rep. Cuffe
01:20:59 Brad Johnson, PSC
01:21:10 Rep. Jones
01:22:47 Brad Johnson, PSC
01:23:44 Rep. Jones
01:24:07 Chair Ballance
01:24:24 Brad Johnson, PSC
01:24:50 Chair Ballance
01:25:49 Rep. Brodehl

Office of State Public Defender

Opening Statement:

01:26:08 Rep. Brodehl
01:28:39 Rep. Dudik
01:28:51 Rep. Brodehl

Agency Comment:

01:28:57 Chief Public Defender Bill Hooks, Office of the Public Defender (OPD)

Public Comment: None

Questions from the Committee: None

Department of Corrections

Opening Statement:

01:30:07 Rep. Brodehl

Agency Comment:

01:33:55 Loraine Wodnik, Department of Corrections (COR)

Public Comment: None

Questions from the Committee:

01:42:09 Rep. Dudik
01:43:52 Loraine Wodnik, COR
01:45:00 Rep. Tschida
01:45:35 Loraine Wodnik, COR
01:47:25 Chair Ballance
01:47:43 Rep. Hamlett
01:48:10 Loraine Wodnik, COR
01:49:02 Rep. Keane
01:52:06 Loraine Wodnik, COR
01:52:41 Rep. Keane
01:53:08 Chair Ballance
01:53:28 Rep. Ellis

01:54:09 Rep. Brodehl
01:54:16 Scot Conrady, LFD
01:54:33 Rep. Ellis
01:55:13 Rep. Brodehl
01:55:43 Chair Ballance
01:55:50 Rep. Brodehl
01:55:55 Scot Conrady, LFD
01:56:09 Rep. Brodehl
01:56:51 Chair Ballance

Closing Comments on Section D:

01:57:00 Rep. Brodehl
01:58:41 Chair Ballance

01:59:59 Recess
02:15:55 Reconvene

GENERAL GOVERNMENT - SECTION A

02:16:40 Rep. Tschida
02:21:02 Chair Ballance
02:22:00 Rep. Tschida

Legislative Services Division**Opening Statement:**

02:22:46 Rep. Tschida

Agency Comment:

02:26:52 Director Susan B. Fox, Legislative Services Division (LSD)
[EXHIBIT\(aph47a05\)](#)

Public Comment: None

Questions from the Committee: None

Legislative Fiscal Division**Agency Comment:**

02:32:01 Director Amy Carlson, Legislative Fiscal Division (LFD)

Public Comment: None

Questions from the Committee: None

Legislative Audit Division**Agency Comment:**

02:32:33 Auditor Angus Maciver, Legislative Audit Division (LAD)

Public Comment: None

Questions from the Committee:

02:36:44 Rep. Ellis
02:37:07 Angus Maciver, LAD
02:38:50 Rep. Brodehl
02:39:13 Rep. Tschida
02:39:37 Chair Ballance
02:40:07 Susan B. Fox, LSD
02:40:44 Chair Ballance
02:40:56 Susan B. Fox, LSD

Consumer Counsel

Opening Statement:

02:41:47 Rep. Tschida

Agency Comment:

02:43:54 Bob Nelson, Montana Consumer Counsel (MCC)

Public Comment: None

Questions from the Committee:

02:58:14 Rep. Woods
03:00:16 Bob Nelson, MCC
03:00:49 Rep. Cuffe
03:02:26 Bob Nelson, MCC
03:02:52 Rep. Ellis
03:03:59 Rep. Tschida
03:05:38 Rep. Jones
03:05:51 Chair Ballance
03:05:56 Rep. Peppers
03:06:23 Bob Nelson, MCC
03:07:11 Chair Ballance
03:07:59 Director Mike Kadas, Department of Revenue (DOR)
03:08:18 Rep. Ellis
03:08:50 Rep. Tschida
03:09:17 Chair Ballance

Governor's Office

Opening Statement:

03:10:10 Rep. Tschida

Agency Comment:

03:12:47 Amy Sassano, Governor's Office

Public Comment: None

Questions from the Committee:

03:15:50 Rep. McCarthy
03:17:03 Amy Sassano, Governor's Office
03:18:20 Chair Ballance
03:20:19 Amy Sassano, Governor's Office

Commissioner of Political Practices**Opening Statement:**

03:21:04 Rep. Tschida

Agency Comment:

03:23:13 Commissioner Jonathan Motl, Commissioner of Political Practices (COPP)

Public Comment: None**Questions from the Committee:**

03:30:08 Rep. McCarthy
03:32:53 Rep. Tschida
03:33:32 Rep. McCarthy
03:34:23 Rep. Woods
03:34:55 Jonathan Motl, COPP
03:37:14 Chair Ballance
03:44:20 Jonathan Motl, COPP
03:45:05 Chair Ballance
03:45:14 Rep. Hamlett
03:47:16 Jonathan Motl, COPP
03:47:50 Chair Ballance

State Auditor's Office**Opening Statement:**

03:48:08 Rep. Tschida

Agency Comment:

03:50:15 Commissioner Matthew Rosendale, Commissioner of Securities and Insurance,
Office of the State Auditor (OSA)

Public Comment: None**Questions from the Committee:**

03:51:38 Rep. Knokey
03:53:05 Rep. Tschida
03:53:23 Rep. Knokey
03:53:40 Katie Guenther, Legislative Fiscal Division (LFD)
03:54:09 Kris Wilkinson, LFD
03:54:49 Rep. Burnett
03:55:35 Rep. Tschida
03:55:43 Chair Ballance

Department of Revenue**Opening Statement:**

03:55:55 Rep. Tschida

Agency Comment:

03:58:31 Director Mike Kadas, Department of Revenue (DOR)

Public Comment: None

Questions from the Committee:

04:02:45 Rep. Ellis
04:03:39 Rep. Tschida
04:04:31 Nick VanBrown, Legislative Fiscal Division (LFD)
04:05:01 Rep. Ellis
04:05:18 Nick VanBrown, LFD
04:05:41 Rep. Holmlund
04:06:44 Mike Kadas, DOR
04:08:10 Rep. Lynch
04:08:28 Mike Kadas, DOR
04:09:59 Chair Ballance
04:11:44 Mike Kadas, DOR
04:12:01 Chair Ballance

04:12:28 Recess

Audio recording for the afternoon session continues on a separate archive.

00:00:01 Reconvene
00:00:03 Chair Ballance

Department of Administration**Opening Statement:**

00:00:57 Rep. Tschida

Agency Comment:

00:03:45 Director John Lewis, Department of Administration (DOA)
00:05:48 Chair Ballance relinquished chair to Rep. Brodehl

Public Comment: None

Questions from the Committee:

00:10:29 Rep. McCarthy
00:11:25 John Lewis, DOA
00:11:43 Russ Katherman, Department of Administration (DOA)
00:12:30 Rep. McCarthy
00:14:28 Russ Katherman, DOA

00:15:15 Rep. McCarthy
00:15:27 Kris Wilkinson, LFD

Department of Commerce

Opening Statement:

00:16:29 Rep. Tschida

Agency Comment:

00:18:32 Interim Director Doug Mitchell, Montana Department of Commerce (COM)

Public Comment: None

Questions from the Committee:

00:19:43 Rep. McCarthy

Department of Labor and Industry

Opening Statement:

00:20:43 Rep. Tschida

Agency Comment:

00:23:40 Commissioner Pam Bucy, Department of Labor and Industry (DLI)

Public Comment: None

Questions from the Committee:

00:35:43 Rep. McCarthy
00:37:00 Pam Bucy, DLI
00:37:08 Rep. Woods
00:39:19 Rep. Tschida
00:39:28 Katie Guenther, LFD
00:39:49 Rep. Woods
00:40:00 Katie Guenther, LFD
00:40:16 Rep. Ellis
00:42:26 Pam Bucy, DLI
00:42:36 Rep. Burnett
00:42:56 Pam Bucy, DLI
00:43:01 Chair Brodehl
00:43:10 Rep. McCarthy
00:47:36 Pam Bucy, DLI
00:47:54 Chair Brodehl
00:53:20 Pam Bucy, DLI

00:54:02 Recess
01:08:22 Reconvene with Rep. Ballance as Chair.

01:08:36 Rep. Tschida
01:09:10 Chair Ballance

[EXHIBIT\(aph47a06\)](#)

Department of Military Affairs

Opening Statement:

01:09:28 Rep. Tschida

Agency Comment:

01:11:26 Brigadier General Bryan Fox, Montana Department of Military Affairs (DMA)

Public Comment: None

Questions from the Committee:

01:15:46 Rep. Burnett
01:16:34 Bryan Fox, DMA
01:16:49 Chair Ballance
01:18:55 Bryan Fox, DMA
01:19:07 Administrator Joe Foster, Montana Veteran Affairs Division
01:19:22 Chair Ballance
01:23:51 Joe Foster, Montana Veteran Affairs Division

Closing Comments on Section A:

01:24:11 Rep. Tschida
01:24:18 Chair Ballance
01:24:30 Rep. Tschida

NATURAL RESOURCES AND TRANSPORTATION - SECTION C

01:28:38 Chair Ballance
01:29:43 Rep. Glimm

Department of Fish, Wildlife, and Parks

Opening Statement:

01:30:50 Rep. Glimm

Agency Comment:

01:33:42 Director Martha Williams, Department of Fish, Wildlife, and Parks (FWP)

[EXHIBIT\(aph47a07\)](#)

[EXHIBIT\(aph47a08\)](#)

Public Comment:

01:41:11 Sam Milodragovich, Skyline Sportsmen

Questions from the Committee:

01:43:00 Rep. Ellis
01:44:34 Martha Williams, FWP

01:47:10 Chair Ballance
01:47:29 Martha Williams, FWP
01:48:01 Chair Ballance
01:48:30 Rep. Glimm
01:49:52 Chair Ballance
01:50:01 Martha Williams, FWP
01:50:30 Chair Ballance
01:50:40 Stephen Forrest, Legislative Fiscal Division (LFD)
01:52:03 Rep. Ellis
01:53:13 Stephen Forrest, LFD
01:53:42 Rep. Peppers
01:54:30 Martha Williams, FWP
01:55:11 Rep. Peppers
01:55:42 Rep. Glimm

Department of Environmental Quality

Opening Statement:

01:56:26 Rep. Glimm

Agency Comment:

01:58:27 Director Tom Livers, Department of Environmental Quality (DEQ)

Public Comment: None

Questions from the Committee:

02:01:59 Rep. Ellis
02:02:35 Tom Livers, DEQ
02:04:46 Chair Ballance
02:05:00 Tom Livers, DEQ
02:05:12 Chair Ballance
02:05:17 Rep. Ellis
02:05:36 Tom Livers, DEQ
02:05:50 Rep. Ellis
02:07:11 Stephen Forrest, LFD
02:07:33 Chair Ballance
02:07:56 Rep. Keane
02:08:32 Tom Livers, DEQ
02:09:29 Rep. Keane
02:09:53 Chair Ballance
02:10:21 Tom Livers, DEQ
02:10:28 Stephen Forrest, LFD
02:10:46 Chair Ballance
02:11:57 Stephen Forrest, LFD
02:12:15 Rep. Keane

Department of Transportation**Opening Statement:**

02:12:36 Rep. Glimm

Agency Comment:

02:15:50 Director Mike Tooley, Montana Department of Transportation (MDT)

Public Comment:

02:23:06 Tricia McKenna, Montana Aeronautics Board

02:24:54 Chuck Flynn, Montana Pilots Association

02:27:41 John Maxness, Montana Aviation Trades Association, AOM

02:29:04 John McKenna, Recreational Aviation Foundation (RAF)

Questions from the Committee:

02:30:18 Chair Ballance

02:30:27 Rep. Ellis

02:32:02 Chair Ballance

02:32:23 Rep. Ellis

02:32:59 Chair Ballance

02:37:49 Mike Tooley, MDT

02:38:21 Rep. Ellis

02:39:04 Mike Tooley, MDT

02:39:54 Chair Ballance

02:40:12 Mike Tooley, MDT

Department of Livestock**Opening Statement:**

02:41:03 Rep. Glimm

Agency Comment:

02:43:11 Executive Officer Mike Honeycutt, Montana Department of Livestock (MDOL)

Public Comment:

02:46:20 Levi Ostberg, Montana Farmers Union (MFU)

Questions from the Committee:

02:47:40 Rep. Brodehl

02:48:10 Rep. Glimm

02:48:28 Rep. Ellis

02:49:06 Mike Honeycutt, MDOL

02:50:13 Rep. Glimm

Department of Natural Resources and Conservation**Opening Statement:**

02:51:15 Rep. Glimm

Agency Comment:

02:53:43 Director John Tubbs, Department of Natural Resources and Conservation
(DNRC)

Public Comment:

02:56:16 Greg Mohr, Dry-Redwater Regional Water and Wastewater Authority (DRWA)

[EXHIBIT\(aph47a09\)](#)

[EXHIBIT\(aph47a10\)](#)

[EXHIBIT\(aph47a11\)](#)

[EXHIBIT\(aph47a12\)](#)

03:03:35 Chair Ballance

03:04:05 Rep. Glimm

03:04:07 Chair Ballance

Questions from the Committee:

03:04:07 Rep. Keane

03:04:26 Greg Mohr, DRWA

03:04:42 Chair Ballance

03:04:59 Rep. McCarthy

03:07:27 John Tubbs, DNRC

03:08:24 Rep. McCarthy

03:08:56 Stephen Forrest, LFD

03:09:34 Chair Ballance

03:11:39 John Tubbs, DNRC

03:12:03 Chair Ballance

03:12:18 Rep. Glimm

03:13:44 Chair Ballance

03:14:05 Stephen Forrest, LFD

03:14:44 Julie Johnson, Legislative Services Division (LSD)

Department of Agriculture

Opening Statement:

03:15:17 Rep. Glimm

Agency Comment:

03:16:24 Director Ben Thomas, Department of Agriculture (AGR)

Public Comment: None

Questions from the Committee: None

03:17:38 Rep. Glimm

03:17:52 Chair Ballance

ADJOURNMENT

Adjournment:
03:18:14

Abigail Konen, Secretary

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Additional Documents:

EXHIBIT([aph47aad.pdf](#))